IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

TUESDAY, THE 6TH FEBRUARY 2007 / 17TH MAGHA 1928

WP(C).No. 36134 of 2005(B)

PETITIONERS:

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1. **C.V. NARAYANAN (HSA),**
   K.P.R. G.S.G.H.S., KALLIASSERI, P.O. KALLIASSERI,
   KANNUR DIST.-670567.

2. **T.N. MURALIDHARAN (HSA),**
   GOVT.BOYS HIGHER SECONDARY SCHOOL, P.O.CHERUKUNNU,
   KANNUR DIST.

3. **SREEKALA A.P. (P.D. TEACHER),**
   GOVT. HIGHER SECONDARY SCHOOL, CHERUTHAZHAM,
   P.O. SREESTHA, KANNUR DIST.

BY ADV. SRI.A.MOHAMED MUSTAQUE,
SRI.M.K.SUMOD.

RESPONDENTS:

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1. **THE DIRECTOR,**
   HIGHER SECONDARY EDUCATION, HOUSING BOARD BUILDING
   SANTHI NAGAR, TRIVANDRUM.

2. **THE GOVT. OF KERALA,**
   DEPARTMENT OF GENERAL EDUCATION,
   REPRESENTED BY ITS SECRETARY.

3. **THE STATE OF KERALA,**
   REPRESENTED BY CHIEF SECRETARY, TRIVANDRUM.

BY GOVERNMENT PLEADER SMT. M.R. SREELATHA.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 06/02/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

W.P.(C). NO.36134/2005:

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P.1: COPY OF THE G.O. (P). NO. 20/98/P& ARD DTD. 14/07/1998.

EXT.P.2: COPY OF THE REPRESENTATION SUBMITTED BY THE PETITIONER BEFORE THE GOVT. OF KERALA DTD. 15/09/04.

//TRUE COPY//

prv.

K.M.JOSEPH, J.

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WP.(C) No.36134 OF 2005

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Dated this the 6th day of February, 2007

JUDGMENT

The prayers in the writ petition are as follows:

i) Declare that persons with disability are entitled for reservation of post in HSST as envisaged under the Act1/1996.

ii) issue a writ of mandamus or such other writ directing the respondents to take decision to identify the post of HSST for the purpose of recruitment under the Act 1/1996.

iii) issue a writ of mandamus or such other writ directing the 2nd respondent to dispose of Ext.P2 within such time this Honourable Court deem fit to allow.

2. Learned Government Pleader on instruction submits that Government has issued an order dated 6.8.2005 reserving posts under Class I and Class II for Physically handicapped persons under 3% quota. It is further pointed out that all except deaf persons are eligible for appointment as HSST (Arts & Commerce) and Orthopaedically handicapped persons alone will be eligible for appointment as HSST (Science).

In such circumstances, if the petitioners still have any grievance about the said order, I leave it open to the petitioners to take appropriate proceedings against the same.

The writ petition is closed.

(K.M. JOSEPH, JUDGE)

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K.M.JOSEPH, JJ.

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W.A. No. OF

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JUDGMENT

Dated this the day of February, 2006.